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February 21, 2022

VIA ECF

The Honorable Vernon S. Broderick
United States District Judge
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square, Room 415
New York, NY 10007

Re: *Angel Ayala v. BL 62 West 9th St, LLC, et al., Dkt. No. 20-cv-05233 (VSB)*

Dear Judge Broderick:

Defendants BL 62 West 9th St, LLC d/b/a Casa Apicci, BL 62 West 9th Management, LLC, Apicci, LLC, Apicci Advisors, LLC, Apicci Management, LLC, Thomas A. Dillon, and Bernard Schwartz (collectively, “Defendants”) write to provide Your Honor with a status update on the parties’ progress in submitting a revised proposed settlement agreement to the Court.

Pursuant to the Court’s February 1, 2022 Order, Your Honor granted the parties’ request for an extension of time to submit a revised proposed settlement agreement due to our difficulties in communicating with Defendants about this matter. We were able to connect with our clients late last week and are in the process of revising the proposed settlement agreement, and will obtain the parties’ signatures forthwith. Accordingly, we respectfully request an additional two (2) weeks, until March 7, 2022, to submit a fully executed revised proposed settlement agreement for the Court’s consideration.

A Pennsylvania Limited Liability Partnership

California Colorado Delaware District of Columbia Florida Georgia Illinois Minnesota Nevada
New Jersey **New York** North Carolina Pennsylvania South Carolina Texas Virginia Washington



We thank the Court for its attention to this matter.

Respectfully submitted,

FOX ROTHSCHILD LLP

/s/ Matthew C. Berger

Matthew C. Berger

cc: All Counsel of Record (*via* ECF)